



09-19-02

Express Mail No.: EV 188 778 489 US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Bermudes et al.

Serial No.: 10/076,117

Group Art Unit: 1636

Filed: February 13, 2002

Examiner: To Be Assigned

For: COMPOSITIONS AND METHODS
FOR DELIVERY OF AN AGENT
USING ATTENUATED
SALMONELLA CONTAINING
PHAGE

Attorney Docket No.: 8002-073

Confirmation No.: 9860

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents
Box Missing Part
Washington, D.C. 20231

SIR:

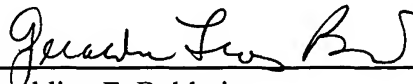
In response to the Notice to File Missing Parts of Nonprovisional Application, Filing Date Granted, which was mailed on March 14, 2002 (a copy of which is attached hereto), Applicants submit herewith (1) an Application Fee Transmittal Sheet, for payment of the statutory basic filing fee and for payment of additional claim fees; (2) a Transmittal of Sequence Listing Under 37 C.F.R. § 1.821, accompanied by a Sequence Listing on paper and in computer-readable form; and (3) a Petition for an Extension of Time for Response for four months from May 14, 2002 to Saturday, September 14, 2002, accompanied by the appropriate fee.

Applicants respectfully request that the Sequence Listing be entered in the file of the above-identified patent application.

The fee required with this Response has been estimated to be \$65.00 (small entity). Please charge any required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A duplicate of this sheet is enclosed for accounting purposes.

Respectfully submitted,

Date September 16, 2002

 31,232

Geraldine F. Baldwin (Reg. No.)
PENNIE & EDMONDS LLP
1155 Avenue of Americas
New York, N.Y. 10036-2711

Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/076,117	02/13/2002	David G. Bermudes	8002-073

20583
PENNIE AND EDMONDS
1155 AVENUE OF THE AMERICAS
NEW YORK, NY 100362711



CONFIRMATION NO. 9860
FORMALITIES LETTER



OC000000007633315

Date Mailed: 03/14/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/20/2002 CNGUYEN 00000005 161150 10076117

FILED UNDER 37 CFR 1.53(b)

01 FC:201 370.00 CH
02 FC:203 90.00 CH
03 FC:202 210.00 CH
04 FC:204 140.00 CH
05 FC:205 65.00 CH

Filing Date Granted

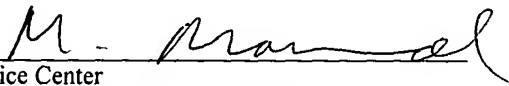
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$440.
 - \$90 for 10 total claims over 20.
 - \$210 for 5 independent claims over 3 .
 - \$140 for multiple dependent claim surcharge.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 875.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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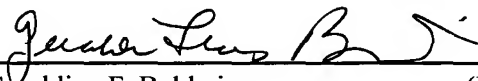
The fee required for filing the above-identified patent application is estimated to be \$810.00 (small entity) as set forth below.

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	30	-20	10	\$18.00 each	\$ 180.00
Independent	8	-3	5	\$84.00 each	\$ 420.00
Basic Fee					\$ 740.00
Multiple Dependency Fee If Applicable (\$280.00)					\$ 280.00
Total					\$ 1,620.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern					- \$ 810.00
Total Filing Fee					\$ 810.00

Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.
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Respectfully submitted,

Date September 16, 2002

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